IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L) NO.418 OF 2005

Ms.Smita Kantilal Solanki. .. Petitioner
v/s.
Watumull Institute of Electronics
Engineering And Computer Technlogy
& ors. .. .. .. Respondents

Mr.Shivaji Farakate for petitioner.

Mr.L.T.Satelkar, AGP for State.

CORAM : H.L. GOKHALE &
S.C.DHARMADHKARI, JJ.

DATED : 15TH MARCH 2005

P.C. :

1. Heard Mr.Farakate in support of this petition. Mr.Satelkar, AGP appears for the State.

2. Rule. Rule is made returnable forthwith. Mr.Satelkar, AGP appears for respondent Nos.2 and 3 who are the contesting parties. The petition is about the caste validity certificate of the petitioner which is pending scrutiny before respondent No.3. The petitioner has been admitted on the basis of the caste certificate as belonging to the Hindu Meghval which is recognised as Scheduled Class to respondent No.1-Institute in

the first year course of Computer Technology. He is expected to get his caste claim scrutinised which is pending before respondent No.3. In the meanwhile, he fears the discontinuation of his studies. Therefore, this petition is filed.

3. An interim order has already been passed on 11th February 2005. All the respondents are served. All that is required is that respondent No.3 should decide the claim of the petitioner as belonging to the Hindu Meghval community, which is recognized as Scheduled Caste, at the earliest. The petitioner will co-operate with the Authority. Respondent No.3 will decide the claim within three months hereafter.

4. Rule is made absolute as above. In the meanwhile, the petitioner will continue his education and the same will not be disturbed. In the event the final order is adverse to the petitioner, the same will not be acted upon for a period of four weeks after the same is served on the petitioner. Petition is disposed of.

(H.L. GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)